



SAN BRUNO CITY COUNCIL MEETING

MINUTES

May 27, 2003

THIS IS TO CERTIFY THAT:

The San Bruno City Council met in Regular Session at the San Bruno senior Center at 1555 Crystal Springs road. The meeting was called to order at 7:00 pm.

ROLL CALL:

Recorded by City Clerk Simon, present were Mayor Franzella presiding; Vice Mayor Pallas, Councilmembers Ibarra, O'Connell, and Ruane.

PLEDGE OF ALLEGIANCE:

Mayor Franzella asked **City Attorney Pamela Thompson** to lead us in the Pledge of Allegiance.

Mayor Franzella thanked the **San Bruno Garden Club** for the beautiful floral arrangement that they provided for tonight's meeting.

PRESENTATIONS:

Councilmember O'Connell, co-chair of the Beautification Task Force made a presentation showing the highlights of the "**Operation Clean Sweep**" event that was held May 3, 2003, showing a short video produced by **San Bruno Cable TV Production and Technical Manager Steve Firpo**. **Councilmember O'Connell** sincerely thanked the volunteers who came out in the bad weather to participate that day. She also acknowledged the City departments that contributed and the local businesses that also supported this event. She and co-chair Tammy Neirby introduced and thanked the Beautification Task Force members, who coordinate this effort.

ANNOUNCEMENTS:

San Bruno Lions Club presents the **63rd Annual Posy Parade** Sunday, June 1, 2003. This year's theme is "Our International Culture" featuring our Sister City Narita Japan. Please call parade chair Harry Costa with questions 871-9425.

San Bruno Redevelopment Agency meeting will follow tonight's City Council meeting to consider adopting a **Building Façade Improvement Program**.

Councilmember Ruane noted an article he had found in the local newspaper about San Bruno resident Brian Daniels, a 24 year old graduate of San Francisco State University, who has been awarded the prestigious Andrew W. Mellon Fellowship. This award is given to the nation's top 100 college students. Councilmember Ruane wanted to publicly congratulate and acknowledge this accomplishment.

Councilmember Ibarra announced that the Capuchino High School Baseball Team, who successfully made it through early rounds of the CCS playoffs in San Jose, unfortunately their season ended tonight as they lost in a semi-final match against Carmel. However, the Capuchino Girls Softball Team is still in the running. Congratulations to both teams on an excellent season.

REVIEW OF AGENDA:

Mayor Franzella requested that Item 12a be moved to an earlier position in the agenda, to accommodate the schedules of committee members in attendance. It will follow Public Hearings. Also, that Item 9b be pulled as requested by staff, to a future agenda.

APPROVAL OF MINUTES: For the regular Council meeting of May 13, 2003. Minutes stand approved as submitted.

CONSENT CALENDAR:

- a. **Approve: Payroll** of May 9th & 23rd, 2003.
- b. **Approve: Accounts Payable** of April 28th & May 5th and 12th, 2003. (Council packets only, copy is available for review at the City Clerk's office)
- c. **Accept:** Presented by City Treasurer, Karen Hornung, reconciliation of **General Ledger to Bank Reports**, and the **Investment Report** dated **April 30, 2003**.
- d. **Waive:** second reading and introduce for adoption **Ordinance No. 1682** amending San Bruno Zoning Ordinance to establish zoning regulations and **development standards for second units** within existing residential zones as mandated by California State Assembly Bill 1866.
- e. **Waive:** second reading and introduce for adoption **Ordinance No. 1683** approving a **Garbage rate increase of 2.31%** (which includes a 0.5% increase in AB939 fee), to go into effect on July 1, 2003. Increase amounts to \$.40 for 32-gallon residential totter or total of \$17.62 monthly.
- f. **File:** Letter dated May 14, 2003 from the San Bruno City Council to the Board of Directors, **San Mateo County Mosquito Abatement District**, stating non-approval of the annexation and tax transfer.
- g. **Accept:** Letter of resignation from **Gus Xerogeanes**, long time (11-89) member of the **San Bruno Emergency Preparedness Committee**. Mr. Xerogeanes has agreed to stay on until October 2003 or earlier if a replacement has been appointed.
- h. **Adopt:** Resolution 2003-39 of intention to amend classification plan of San Bruno Personnel Rules and Regulations as adopted by resolution 1958-148, as amended revising and updating job titles and position description for **Accounting & Customer Service Representative I/II/III**.

Mayor Franzella pulled Item 4f. Vice Mayor Pallas pulled Item 4c. Resident Scott Buschman pulled Item 4d.

M/S O'Connell/Ibarra , to approve remainder of the calendar. Passed unanimously.

Item 4c: Councilmember had questions regarding the reconciliation of the General Ledger to Bank Reports. Finance Director Jim O'Leary answered his questions.

M/S Pallas/Ibarra, to accept Item 4c. Passed unanimously.

Item 4d: Mr. Buschman still has great concerns regarding this ordinance.

Councilmember Ibarra addressed his concerns.

M/S Ibarra/Pallas, to waive the second reading and introduce the ordinance for adoption. Passed unanimously.

Item 4f: Robert Riechel asked the Council to ask the Airport to remove the standing stagnant water that remains in the 7th Avenue ditch from this season's rains.

Residents in the surrounding neighborhood have concerns regarding mosquitos.

Councilmember Ibarra addressed his concerns.

M/S Ibarra/Ruane, to file the letter. Passed unanimously.

PUBLIC HEARINGS (NOTICES were published, posted and mailed):

- a. Finance Director Jim O’Leary** recommended introduction of resolution a approving adjustments to the **Master Fee Schedule** 2003-04, including increases/decreases to some fees, new fees and elimination of fees.

No one from the public wished to speak on this item.

M/S Ruane/Ibarra, to close the Public Hearing. City Clerk Simon suggested clarification be made in the Master Fee Schedule under the printing costs for candidate statements. When the Master Fee Schedule was amended last year, costs outlined were for languages in addition to English. The County is now being mandated to print them all in English, Spanish and Chinese. Mayor Franzella asked that this item be brought back at the June 10th meeting for clarification. Councilmember Ruane introduced Resolution 2003-40 for adoption. Passed unanimously by a roll call vote.

- b. City Council** conducted an “administrative appeal hearing” as requested by **Telstar Company** of Concord. Hearing is for a bid protest regarding the bid for Supervisory Control and Data Acquisition (SCADA) Phase 2 (Three Water Wells). Included are findings of the hearing officer and decision denying Telstar’s protest.

If the City Council denies the appeal, action will be taken to consider the recommendation of Public Works Director Munns, that the City Council award the 2002 SCADA Upgrade Project for Three Wells to the lowest responsible bidder, **Flowers Electric & Service Company**, in the amount of \$133,397, and authorize the City Manager to execute a contract upon approval as to form by the City Attorney.

Director of Finance Jim O’Leary outlined the process and events of this item and presented his findings related to this bid protest.

City Attorney Pamela Thompson advised that **Telstar Company** had indicated to her in conversation, that they would not be attending this evening’s meeting.

Mayor Franzella asked if there was a representative from Telstar present who would like to address the Council.

No one from the public wished to speak on this item.

M/S Ruane/O’Connell, to close the Public Hearing. Passed unanimously.

M/S Ruane/Ibarra, to deny the appeal. Passed unanimously.

M/S Ruane/Pallas, to award the contract to the lowest bidder, Flowers Electric, in the amount of \$133,397. Passed unanimously.

12a. Bicycle and Pedestrian Advisory Committee request Council approval of logo to be used by the committee as an identifying mark on items the committee uses and distributes.

Associate Planner Grant Wilson gave an overview of the committee’s intentions.

M/S Ruane/Ibarra, to approve the logo with this modification, above the words “San Bruno” it will additionally say “The City of”. Passed by the following majority vote. Mayor Franzella, Ibarra, Pallas, Ruane – Yes. O’Connell – No.

UNFINISHED BUSINESS:

- a. City Clerk Simon** recommended Council make appointments to fill vacancies on the following Commissions, Boards and Committees. **Personnel Board (1), Youth Rep on the Parks & Recreation Commission (1), and Bicycle & Pedestrian Advisory Committee (1).** Applicants were interviewed April 22, 2003.

Mayor Franzella requested that the position on the Personnel Board remain posted, as there are two applicants that haven't yet been interviewed. Applicant

Ernie Gomes was nominated and appointed to the Bicycle & Pedestrian Advisory Committee and Roxanne Hannan was nominated and appointed as the Youth Rep on the Parks and Recreation Commission.

- b. **Mayor Franzella** provided an oral update on his February 21, 2003, letter requesting that the County take action to address our City's concerns regarding **dog attacks**. The County's response was that they were in the process of revising the current Ordinance, giving the County more power to regulate a dangerous animal. Adoption is expected in early July. Thereafter, these revisions will be incorporated into San Bruno's Ordinance.

Carolyn Livengood, Sheryl Dr., is still concerned that she consistently observes dogs off leash and their owners not cleaning up after them, all over San Bruno.

CALL FOR, PRESENTATION OF BIDS, and AWARD OF CONTRACTS:

a. **Scott T. Munns**, Public Works Director recommended

1. **Transfer of Water System Replacement Funds - 2003 Well Abandonment Project.** That the City Council approves the transfer of surplus funds in the amount of \$16,815 from the Well No. 3 Abandonment project and \$14,208 from the Commodore Well Rehabilitation project, to a new project entitled 2003 Well Abandonment, to fund the abandonment of the Shannon Well (No. 13) at 555 El Camino Real, and a test well in Forest Lane Park due to the potential for contamination of the groundwater aquifer. **Deputy Director of Public Works Jerry Bradshaw** answered questions and provided additional information.

Rose Urbach, Euclid Ave., is concerned that the water is already contaminated.

Public Works Director Scott Munns stated that there is no contamination at either of these locations, nor at any of the well sites in San Bruno.

M/S O'Connell/Ibarra, to approve. Passed by the following majority vote. Mayor Franzella, O'Connell, Ruane, Ibarra – Yes. Pallas – No.

2. **Amendment to Consultant Services Agreement with Global Environmental Solutions; Additional Design Services Related to the Chloramination Conversion Project.** That the City Council authorize the City Manager to execute a contract amendment to the existing consultant design agreement with Global Environmental Solutions for additional design services due to an expansion of the project scope, in a form as approved by the City Attorney, for the additional not-to-exceed amount of \$19,812.

M/S Ruane/O'Connell, to approve. Passed unanimously.

3. City Council approve an award of contract for the lower **City Relief Sewer (Angus Connector) Project** to the lowest responsible bidder, Northwest Construction, in the amount of \$642,101. That the City Council authorize a total project budget in the amount of \$935,000 for design, construction, and contingencies, and authorize the City Manager to execute a construction contract upon approval as to form by the City Attorney.

Public Works Director Munns gave an overview of this item and answered questions.

M/S O'Connell/Ruane, to approve. Passed unanimously.

b. Finance Director Jim O'Leary recommended:

1. Council authorize City Manager to sign an agreement with **Eden Systems, Inc.** to purchase replacement financial information system software. Software license and

use agreement terms through cooperative purchase with the City of San Mateo in accordance with Municipal Code Section 2.44.030 in the amount of \$498,600.

Funding is approved in 2000-01 and 2001-02 Capital Improvement budgets.

Director O’Leary outlined the benefits to the City’s financial management resulting from the use of this software. He also answered questions.

M/S Ibarra/Ruane, to approve. Passed unanimously.

c. Recreation Services Director Mazzuca recommended:

- 1. Council authorize City Manager to execute a new contract with **Box Lunch Company** of South San Francisco to provide meals for the Senior Center Congregate Nutrition Program for fiscal year 2003-04 effective July 1, 2003. Recommended by the Senior Advisory Board and the Senior Center Nutrition Site Council.**

Recreation Services Manager Wendy Mines explained the reason for the recommendation. **M/S Pallas/Ibarra, to approve. Passed unanimously.**

COMMUNICATIONS:

- a. Letter dated May 9, 2003, from **Lillian Fenech of Green Avenue**, requesting City Council assistance. Her property at 669 Green Ave. no longer qualifies for the **Aircraft Noise Installation Program** due to the reduction in the noise exposure 65 CNEL Contour map. She has been on the waiting list since 1998. City Manager has recommended referring it to Noise Insulation Ad Hoc Committee (Franzella/Pallas).**

Mrs. Fenech attended the meeting and read her letter. Mayor Franzella referred it to the Council Ad Hoc Committee.

STAFF REPORTS:

- a. Review of City Manager’s proposed 2003-04 and 2004-05 CABLE TV Enterprise budget. Director of Cable TV Dave Thomas recommended introduction of **resolution increasing cable rates**. Increase amounts to \$2.57 per month or from \$33.95 to \$36.66 for **Preferred Cable Service**. (Includes franchise and copyright fees)**

Director of Cable TV Dave Thomas and System Engineer Al Johnson made a slide presentation on the operational business plan for the next two years and answered questions regarding the budget. gave an explanation of the requested rate increase.

City Clerk Ed Simon read the comments of resident, who was unable to attend this evening. Paul Wapensky of Pepper Dr. asked if the Director of Cable and the Council would consider allowing subscribers to have basic cable then order just a few additional channels for a dollar or two each. This would keep subscribers costs to a minimum when they don’t want so many channels.

Director Thomas answered that Cable has entered into agreements with the various channels and receive their rates based upon a certain number of subscribers. To allow programming to be selected on an individual basis would result in a much higher fee. Therefore it wouldn’t be possible to offer a plan such as Mr. Wapensky has requested. He pointed out however, there are reduced rate programs for people on a fixed income.

M/S O’Connell/Ruane, to approve the budget. Passed unanimously.

Councilmember O’Connell introduced Resolution 2003-41 implementing a rate increase. Passed unanimously by a roll call vote.

Item 9b, was pulled.

REPORT OF CITY ATTORNEY - RESOLUTIONS & ORDINANCES: None

PUBLIC COMMENT ON ITEMS NOT ON AGENDA:

Robert Riechel, 7th Ave., asked the Council to write a letter to the County Board of Supervisors urging them keep the 4H Program running.

Harry Costa, San Mateo Ave., provided a drawing of some proposed downtown improvements done by a consultant for the City in 1987. They involve the former Wells Fargo building site and surrounding area.

REPORT OF COMMISSIONS, BOARDS, & COMMITTEES:

Item 12a was moved to an earlier position in the agenda. It follows Public Hearings.

- b. Personnel Board** recommended that the Council approve the job description of “**Program Assistant**”. Adopt a resolution of intention to amend the classification plan of San Bruno Personnel Rules and Regulations as adopted by resolution 1958-148, as amended. **Human Resources Manager Ann Ritzma** gave an overview of the amendment. **Councilmember O’Connell introduced Resolution 2003-42 for adoption. Passed unanimously by a roll call vote.**

Oral Updates: None

NEW BUSINESS:

Study Sessions scheduling: None

Councilmember Ibarra noted that a few months ago a resident had requested consideration be given to parking permits being used at the Caltrain station at Huntington and Sylvan Avenues. He stated that staff was working on this issue and hopes that there will be an update soon.

Public Works Director Scott Munns responded that the matter has been referred to the Traffic Safety and Parking Committee and is currently being studied.

CLOSED SESSION: None

ADJOURNMENT:

With no further business to transact, the meeting adjourned at 9:10 pm to the next regular meeting on June 10, 2003 at 7:00 pm, at the San Bruno Senior Center.

The foregoing minutes were
approved by the San Bruno
City Council at a regular meeting
held on June 10, 2003.

Respectfully Submitted for approval,

Ed Simon, City Clerk

Larry Franzella, Mayor